

PLEASE READ THIS ENTIRE CARD
PRIOR TO CALLING THE COURT
FOR INFORMATION

You MUST appear at the Fountain Hills Municipal Court on the date and time specified on your ticket/complaint if:

- \$ *You have been charged with a criminal traffic, criminal or petty offense.*
- \$ *Any violation code on your ticket/complaint does not appear on the fine schedule.*
- \$ *Your complaint was issued as a result of an accident involving death or serious injury.*

If you have been charged with a civil traffic violation, you may resolve it by using one of the options listed below:

Option 1 - Attend a Defensive Driving School (Page 2)

You may be eligible for diversion and dismissal of a charge through the completion of a defensive driving school. If you are eligible and complete the class, the charge will be dismissed and no points will be placed on your driving record.

Option 2 - Pay the fine

By Mail (Page 3): You would waive your right to a hearing, enter a plea of guilty / responsible, and pay the sanction by money order or check. You do not have to appear in Court.

By Telephone (Page 2): You may call the Court and pay the fine with VISA or MasterCard.

In Person (Page 2): Cash, checks, money orders, VISA and MasterCard are accepted at the Court Monday - Friday, 8:00 am to 5:00 pm

Option 3 - Request a hearing (Page 4)

If you feel you are not guilty / responsible, you may request a hearing, which is like a trial. **The Court will schedule the hearing according to its calendar. At the hearing,** you may bring witnesses and/or evidence, and present your case **before a judge.**

IMPORTANT NOTICE: If you have been cited for Arizona Revised Statutes (ARS) 28-645A3a or 28-647(1), **or** are under age 18 and are found responsible for a (first offense) moving violation, you will be **required** to attend a Traffic Survival School (TSS) by the Motor Vehicle Division (MVD) pursuant to the requirements of the ARS. If you are eligible for Defensive Driving School, and complete a class, the violation will be dismissed and you will not be subject to the requirement to attend a TSS class by MVD.

**The Fountain Hills Municipal Court is located at:
16836 East Palisades Boulevard, Building B
Fountain Hills, AZ 85268
480-816-5103**

OPTION 1 - DEFENSIVE DRIVING SCHOOL

You may be eligible for diversion and dismissal of a charge if you have not attended a defensive driving school for any civil traffic violation within the last 24 months and your ticket/complaint was not issued as a result of a collision involving death or serious injury. **Check the Civil Traffic Fine Schedule on pages 5 and 6** to see if your charge qualifies. **You must complete the course before your court date to have the charge dismissed.**

If you complete the program:

- \$ The charge for which you attended will be dismissed.
- \$ No points will be assessed to your driving record.
- \$ You do not have to appear in Court on this charge.
- \$ You must resolve all other charges with the Court.

Have your copy of the complaint with you when you call the school to register. When you attend the class, you must bring your driver's license, your copy of the complaint and a money order for the registration fee. The school will not accept cash or personal checks. If you have lost your ticket/complaint, the Court will provide you with a copy for a charge of \$.50.

Call the agency listed below to register for a class as soon as possible.

**Arizona Chapter National Safety Council
Defensive Driving School
Monday - Friday, 8 am - 7 pm Saturday, 7 am until noon**

**In Maricopa County 602-222-3360
Outside of Maricopa County 1-800-293-0112
Hearing Impaired 602-222-3360
Out of State registration 1-602-222-3360
For web site registration www.ddcaz.org**

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OPTION 2 - PAY YOUR FINE
(ENTER A PLEA OF GUILTY / RESPONSIBLE)

PAYMENT BY TELEPHONE

PLEASE WAIT 5 WORKING DAYS TO PROVIDE SUFFICIENT TIME FOR YOUR TICKET TO BE FILED WITH THE COURT.

If you are charged with a violation listed on the Civil Traffic Fine Schedule (**see pages 5 and 6**) AND you do not want a hearing, you may pay the fine by telephone with VISA or MasterCard. If you choose to pay the fine in this manner, you are admitting guilt/responsibility for the violation(s). The Court will enter a judgment of responsible and will report the finding to the MVD. Points will be assessed to your driving record for any moving violations.

Call 480-816-5103 Monday – Friday, between 9:00 am and 4:00 pm to talk to a Court representative.

PAYMENT IN PERSON

Cash, checks, money orders, VISA and MasterCard are accepted Monday – Friday, 8:00 am to 5:00 pm, at the Court.

PAYMENT BY MAIL:

Mail this form, together with your payment, in the envelope provided at least 7 days prior to your court appearance date.

I waive my right to a hearing, enter a plea of guilty/responsible and consent to judgment imposing the specified fine. I understand I do not have to appear in Court. I understand that the Court will enter a judgment of responsible, report the finding to the Motor Vehicle Division, and that points will be assessed to my driving record for any moving violation.

Name (please print) Appearance Date

Mailing Address

City / State / ZIP

Daytime Phone Number (include area code)

Signature Date

Parent Signature (required if under 18)

Checks and money orders made out to the **Town of Fountain Hills** are accepted for payment by mail. **Do Not Mail Cash.** A charge of **\$29** will be imposed on all checks that are returned for insufficient funds.

Write the complaint number located in the upper left corner of your ticket/complaint below:

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Look at the middle of your ticket/complaint on the left side next to the large letters (A through E). **Write the section code** numbers for all violations to which you wish to plead guilty/responsible. Refer to the fine schedule on **pages 5 and 6** and write the **specified amount** for each charge. The total of these fine amounts is the amount you should pay.

	<u>Violation Code</u>	<u>Fine Amount</u>
A	28-_____	\$ _____
B	28-_____	\$ _____
C	28-_____	\$ _____
D	28-_____	\$ _____
E	28-_____	\$ _____
TOTAL		\$ _____

*If you fail to appear **or fail to pay** the fine on or before your court date, a default judgment will be issued against you. The amount of the judgment will include the total amount of the fines plus \$45.00. Failure to pay on time may also result in suspension of your driver's license.*

OPTION 3 - REQUEST A HEARING**Read and sign the following statement:**

1. I enter a plea of "not guilty/responsible".
2. I do not wish to attend the Defensive Driving School.
3. I want a hearing. I understand that if I am found guilty/responsible, I can no longer attend Defensive Driving School to have the charge dismissed.

Name (please print)	Appearance Date

Mailing Address	City/State/Zip

Daytime Phone Number, include area code

Signature	Date

Parent Signature (required if under 18)

Write the complaint number located in the upper left corner of your traffic ticket/complaint on the lines below:

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Indicate the charges for which you want a hearing by circling the letter that corresponds to that charge on your ticket/complaint.

Charge Letter: (Circle) A B C D E
(Letters run vertically down the left side of the ticket/complaint.)

Check if applicable:

- ☐ I will be represented by an attorney.
- ☐ I will need an interpreter. _____
(Language)

Mail this form, in the envelope provided, at least 5 business days (10 days if you intend to be represented by an attorney) prior to the court date on your citation. You will be notified by mail of your assigned hearing date. There are no additional charges imposed to exercise your right to a hearing.

FAILURE TO APPEAR MAY RESULT IN ADDITIONAL MONETARY PENALTIES AND SUSPENSION OF YOUR DRIVER'S LICENSE.

YOU MUST BE PREPARED TO PAY ANY FINE THAT MAY BE IMPOSED ON THE DAY OF YOUR HEARING.

CIVIL TRAFFIC FINE SCHEDULE

(Effective October 1, 2003)

Listed below are ARS VIOLATION CODES with fine amounts. Mandatory State surcharges (80%) are included. **If payment is not received by the appearance date on your ticket, there will be a \$20.00 court fee per case, plus a \$25.00 default cost per charge added to the original fine amount.** (See ** at bottom of page 6)

If you were cited for one of the following violations, you may be eligible for the Defensive Driving School. Refer to Option 1.

28-644 thru 28-651 (See Important Notice on Page 1)	\$130.00
28-701A Failure to Control Vehicle to Avoid Accident	\$130.00
28-701A, 28-702.01C, 28-702.04, 28-704 thru 28-706	
01-09 Miles over posted limit	\$130.00
10-15 Miles over posted limit	\$140.00
16-20 Miles over posted limit	\$160.00
21-24 Miles over posted limit	\$180.00

NOTE: If your speed is **25 or more over the posted limit**, you **must** appear in Court.

28-721 thru 28-796	\$130.00
28-797E & 28-797G	\$170.00
28-811 thru 28-817	\$120.00
28-855 thru 28-856	\$130.00
28-858	\$130.00
28-903 thru 28-906	\$130.00

If you were cited for one of the violations below, you are NOT eligible for Defensive Driving School.

TITLE & REGISTRATION VIOLATIONS

28-2153A to 28-2153C	\$565.00
28-2532A & 28-2533A	\$565.00
If valid, current registration is shown by the court date, the sanction will be reduced to	
	<u>\$135.00</u>
28-2008 & 28-2058A2B	\$115.00
28-2158C	\$115.00
(If valid registration, in effect at the time of violation , is shown on or before the court date, the sanction will be waived.)	
28-4139A	\$475.00

INSURANCE VIOLATIONS

28-4135A to 28-4135C	\$475.00
If insurance was in effect on the date and time of violation , and you present proof by the court date, the violation will be dismissed. If you obtain insurance after the date and time of violation and present valid proof of a MINIMUM OF SIX MONTHS INSURANCE, the sanction will be reduced to	
	<u>\$135.00</u>

DRIVER'S LICENSE VIOLATIONS

28-3151A & 28-3222	\$115.00
If valid proof of current driver's license is shown by the court date, the fine may be waived.	
28-3169A	\$115.00
If license was valid on the date and time of violation , and you present proof by the court date, the violation will be dismissed.	
28-448A	\$115.00
If you provide the Court with notification that your address change has been filed with the MVD, the fine may be waived.	

CIVIL TRAFFIC FINE SCHEDULE CON'T.**PEDESTRIAN VIOLATIONS**

28-793A to 28-793C & 28-795	\$115.00
28-796A to 28-796C	\$ 85.00

CHILD PASSENGER RESTRAINT VIOLATION

28-907A	\$115.00
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SEAT BELT VIOLATION

28-909	\$ 41.00
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EQUIPMENT VIOLATIONS

28-921A1 to 28-984A2	\$115.00
28-2354A1 to 28-2354B3	\$115.00
<i>Fine may be waived with proof of repair/correction</i>	

OVERWEIGHT AND TOWING VIOLATIONS

28-1098A & 28-1098B	\$120.00
28-1108A to 28-1108D	\$120.00

TOWN CODE VIOLATIONS

12-2-2B, 12-2-4B & 12-2-5B	\$120.00
12-2-6, 12-2-7B & 12-2-9	\$120.00
12-2-10A to 12-2-10D	\$120.00
12-2-11 & 12-2-12A to 12-2-12E	\$120.00
12-4-2B, 12-4-3	\$115.00
12-4-4A to 12-4-5	\$115.00

PARKING VIOLATIONS

12-3-1 thru 12-3-3	\$ 75.00
12-3-4	\$115.00
12-3-5	\$ 75.00
12-3-6A thru 12-3-7B	\$115.00
12-3-8A to 12-3-8B	\$ 75.00
12-3-9 & 12-3-10	\$ 75.00
12-4-1 & 12-4-7A	\$ 75.00
28-871 thru 28-873.3	\$ 75.00
28-873.4	\$115.00
28-873.5 thru 28-873.12	\$ 75.00
28-873.14	\$115.00
28-874A	\$ 75.00
28-884A	\$115.00

U.S. MOTOR CARRIER VIOLATIONS REQUIRE THE DEFENDANT TO APPEAR IN COURT.

Per Fountain Hills Town Code Resolution, there is a default judgment fee assessed in the amount of \$25.00 **per violation when a default judgment is entered for failure to appear on a civil traffic matter.**

**** Fines are due by the appearance date on the citation.**
Per ARS § 12-116A an additional \$20.00 per citation is assessed if payment is not received by the date the fine is imposed.

JUVENILES: See Important Notice on page 1